

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TENNESSEE**

**SAMUEL WHITING, and
GLENN WHITING,**

Plaintiffs,

v.

**CAPTAIN DAVID MCGILL, Tennessee
Highway Patrol,
KEVIN HOPPEE, Trooper with the Tennessee
Highway Patrol,
RHONDA COOLEY, Circuit Court Clerk,
SHERRY ANDERSON, Deputy Circuit Court
Clerk,
JACK M. HARRILL, and
MCMINN COUNTY, TENNESSEE**

Defendants.

**Case No. 1:12-cv-00301
MAGISTRATE JUDGE LEE**

JURY DEMAND

ORDER OF DISMISSAL

Upon motion to dismiss filed by the defendants, Robert E. Cooper, Jr., Robert Steve Bebb, James H. Stutts, Andrew M. Freiberg, and the State of Tennessee, and upon the admission of the plaintiffs that these defendants should be dismissed for the reasons set forth in defendants Memorandum of Law in Support of Motion to Dismiss identified as document no. 18 filed on October 17, 2012, and it

APPEARING that said motion is well taken, said motion is therefore granted and this cause of action against these named defendants is dismissed herein with prejudice.

ENTER this the _____ day of _____, 2013.

s/ Susan K. Lee

SUSAN K. LEE
UNITED STATES MAGISTRATE JUDGE

RESPECTFULLY SUBMITTED:

/s/ Russell L. Leonard

Russell L. Leonard, BPR # 014191

Attorney for Plaintiffs

315 North High Street

Winchester, TN 37398

(931) 962-0447 Phone

(931) 962-1816 Fax

/s/ Carol A. Molloy

Carol A. Molloy, BPR # #024915

Attorney for Plaintiff

6724 Buford Station Road

Lynnville, TN 38472

(931) 527-3603 Phone

(931) 527-0382 Fax

/s/ Mary M. Bers

Mary M. Bers, Esq.

Office of the Attorney General

P.O. Box 20207

Nashville, TN 37202-0207

(615) 741-1845

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this pleading has been served on the following interested party through the electronic filing system, or by first-class mail, properly addressed as follows and proper postage prepaid:

Amanda Jordan, Esq.

Office of the Attorney General

P.O. Box 20207

Nashville, TN 37202-0207

Arthur F. Knight, II, Esq.

Taylor & Knight, G.P.

800 South Gay Street, Ste. 600

Knoxville, TN 37929

This 25th day of March 2013.

s/Russell L. Leonard